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9  
10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA, ) No. CR 13-0423 RS  
14 Plaintiff, )  
15 v. )  
16 JOSE ALFREDO GARCIA-SUAREZ, )  
17 Defendant. )  
18 \_\_\_\_\_)

**STIPULATION AND [PROPOSED]  
ORDER EXCLUDING TIME UNDER 18  
U.S.C. § 3161**

19  
20 The parties in this case appeared before the Court on July 23, 2013, for a status  
21 conference. At that time, the parties represented to the Court that granting exclusion of time  
22 under the Speedy Trial Act would be appropriate. The government anticipates turning over  
23 additional discovery in this matter, as requested by defense counsel. As a result, defense counsel  
24 represented that additional time will be required to review the discovery disclosed by the  
25 government.

26 The parties requested the Court to set the matter out to provide adequate time to obtain  
27 and review new discovery, and agreed that granting exclusion of time under the Speedy Trial Act  
28 would allow the reasonable time necessary for effective preparation of counsel. *See* 18 U.S.C.

1       § 3161(h)(7)(B)(iv). The parties further agreed that the ends of justice served by granting such  
2       an exclusion of time outweigh the best interests of the public and the defendant in a speedy trial.  
3       18 U.S.C. § 3161(h)(7)(A). At the hearing, the Court made findings consistent with this  
4       agreement, and set the matter to August 13, 2013.

5 || SO STIPULATED:

MELINDA HAAG  
United States Attorney

9 DATED: July 23, 2013

/s/  
JANAKI GANDHI  
Special Assistant United States Attorney

12 | DATED: July 23, 2013

/s/  
**JODI LINKER**  
Attorney for Defendant Jose Alfredo Garcia-Suarez

1 [PROPOSED] ORDER

2 For the reasons stated above and at the July 23, 2013, hearing, the Court finds that the  
3 exclusion from the time limits applicable under 18 U.S.C. § 3161 of the period from July 23,  
4 2013, to August 13, 2013, is warranted and that the ends of justice served by the continuance  
5 outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C.  
6 § 3161(h)(7)(A). Denying the requested exclusion of time would deprive the parties of the  
7 reasonable time necessary for effective preparation, taking into account the exercise of due  
8 diligence. 18 U.S.C. § 3161(h)(7)(B)(iv).

9

10 IT IS SO ORDERED.

11

12 DATED: 7/24/13

13   
14 THE HONORABLE RICHARD D. SEEBORG  
15 United States District Judge